S.B.CRIMINAL MISC. BAIL APPLICATION NO.4030/2004

DATE OF ORDER : 04.11.2004

HON'BLE MR.H.R.PANWAR,J.

Mr. R.K.Charan, for the petitioner.
Mr. Ashok Upadhyaya, Public Prosecutor for State.

Heard learned counsel for the petitioner as well as the learned Public Prosecutor for the State. Perused the order impugned.

The alleged illicit liquor (spirit) has been recovered from co-accused Bhanwar Lal, who alleged to have stated in his interrogation note that it was given by the present petitioner. Be that as it may, at the time of recovery of the illicit liquor (spirit), the petitioner was not present.

Having considered the totality of facts and circumstances of the case, I think it just and proper to grant anticipatory bail to the petitioner. Accordingly, it is directed that in the event of arrest of petitioner Khima Ram s/o Bheema Ram in FIR No.108/2004, Police Station, Luni, he shall be released on bail provided he furnishes a personal bond in the sum of Rs.10,000/- along with one surety of like amount to the satisfaction of Investigating Officer on the following conditions:-

(i) That he shall make himself available for interrogation by a police officer as and when required;

(ii) That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii) That he shall not leave India without the previous permission of the Court.

(H.R.PANWAR),J.

m.asif/-